

REMARKS

The Final Office Action of June 16, 2006 and subsequent Advisory Action of December 15, 2006 address the Examination of claims 6-12. These claims remain pending and rejected.

Amendment to the claims

Claims 6 and 7 are amended to delete the particle combinations (b) and (c) from the claims.

In a telephone interview with the Examiner conducted February 14, 2007, the Examiner indicated that on review of the cited prior art references, she did not find particle combination (a) among the arrangements of elements of the prior art compositions. She indicated that amendment of the claims to remove combinations (b) and (c) would make the claims patentable over the prior art of record.

Applicants have amended the claims in accord with the suggestion of the Examiner and so submit that the present claims 6-12 are allowable over the prior art of record. The favorable action of allowance of the claims is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Mark J. Nuell Reg. No. 36,623 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.


Application No. 10/089,694
Amendment dated February 16, 2007
After Final Office Action of June 16, 2006

Docket No.: 0020-4976P

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: February 16, 2007

Respectfully submitted,

By 
Mark J. Nuell,
Registration No.: 36,623
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant